

IN THE UNITED STATES RECEIVING OFFICE

Applicant : Samuel J. Shuster et al.  
Serial No. : 10/500,444  
Filed : June 29, 2004  
Title : METHODS AND MATERIALS FOR MODULATING TASK-3

**MAIL STOP PCT**

ATTN: Office of PCT Legal Administration  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.47(a)

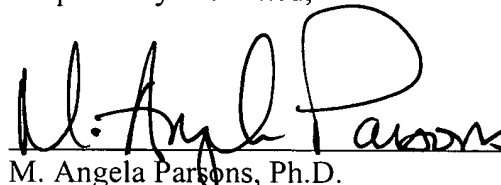
This is a Request for Reconsideration of the Decision on Petition mailed August 18, 2005 in the above-referenced application. Please find attached a Supplemental Declaration by Agent of Record with an attachment.

No additional petition fee is required according to page 2 of the Decision on Petition. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

February 8, 2006



M. Angela Parsons, Ph.D.  
Reg. No. 44,282

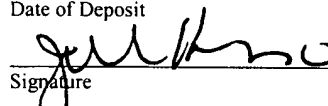
Fish & Richardson P.C., P.A.  
60 South Sixth Street  
Suite 3300  
Minneapolis, MN 55402  
Telephone: (612) 335-5070  
Facsimile: (612) 288-9696

60339399.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 8, 2006  
Date of Deposit



Signature

Jill Huso

Typed or Printed Name of Person Signing Certificate

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**SUPPLEMENTAL DECLARATION BY AGENT OF RECORD IN  
SUPPORT OF THE PETITION UNDER 37 CFR §1.47(a)**

I, M. Angela Parsons, declare as follows:

1. I have been a Registered Patent Agent for about 7½ years. I have been a Technology Specialist with Fish & Richardson, P.C., P.A. for more than 6 years. My business address is 3300 Dain Rauscher Plaza, 60 South Sixth Street, Minneapolis, MN 55402. I am the Agent of record in the above-referenced application.

2. The above-referenced National Phase application names Samuel J. Shuster, Laura S. Stone, Hong-Yan Zhang, Lucy Vulchanova Hart, and Ulf N.G. Arvidsson as inventors.

3. All of the named inventors executed Assignments to Neuromics Inc., the original Assignee of the above-referenced application. Copies of these Assignments were provided with my previous Declaration of May 18, 2005.

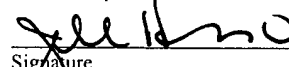
4. Neuromics Inc. then assigned the above-referenced application to Algos Therapeutics, Inc., the current assignee. Copies of these Assignments were provided with my previous Declaration of May 18, 2005.

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5. None of the named inventors are employees of the original Assignee, Neuromics Inc. Neuromics Inc. no longer exists.

6. Executed Declarations as required under 37 CFR §1.497 (a) and (b) have been obtained from Samuel J. Shuster, Laura S. Stone, Hong-Yan Zhang, and Lucy Vulchanova Hart. Despite numerous attempts at contacting Ulf N.G. Arvidsson, which are outlined in my previous Declaration of May 18, 2005, we have not been able to obtain an executed Declaration from Ulf N.G. Arvidsson.

7. As required under 37 CFR 1.47, I sent a copy of the above-referenced U.S. application along with a Declaration and a postage-paid return envelope to Ulf N.G. Arvidsson at his last known address. Ulf N.G. Arvidsson's last known address is Gardstigen 4, Lidingo, Sweden. The copy of the application and the Declaration were sent by Federal Express ("FedEx") to Ulf N.G. Arvidsson on September 19, 2005. A copy of the cover letter sent to Mr. Arvidsson is attached.

8. The FedEx website indicated that the package has been signed for on September 21, 2005 by a "N. Arvidsson."

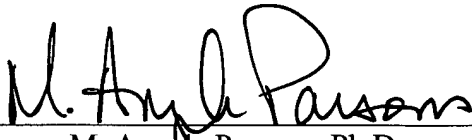
9. Despite the return FedEx envelope and label that was provided with the Declaration and the copy of the application, the signed document was not returned.

10. I have firsthand knowledge that all of my attempts to reach Ulf N.G. Arvidsson who is a named inventor on the above-referenced application were unsuccessful. I have firsthand knowledge that the attempts by others to find Ulf N.G. Arvidsson as outlined in my Declaration of May 18, 2005 also were unsuccessful. The undersigned believes that all reasonable efforts to locate the Ulf N.G. Arvidsson who is a named inventor on the above-referenced application have been exhausted.

11. That all statements made of my own knowledge are true, and that all statements made upon information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patents issued thereon.

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Page : 3 of 3

Attorney's Docket No.: 14848-004US1



M. Angela Parsons, Ph.D.  
Reg. No. 44,282

Dated: February 8, 2006

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## VIA FEDERAL EXPRESS

September 19, 2005

Ulf N.G. Arvidsson  
Gardstigen 4  
Lidingo, Sweden

Re: Declarations of Inventorship  
Our Ref.: 14848-003US1; -004US1; -006US1; -007US1; -008US1; -010US1

Dear Ulf:



AUSTIN

BOSTON

DALLAS

DELAWARE

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

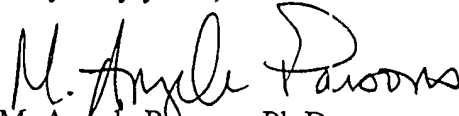
The above-referenced six (6) patent applications on which you are a named inventor and that originated from work done at Neuromics Inc. have been filed in the U.S. Patent & Trademark Office. I am enclosing copies of each of these pending patent applications.

The U.S. Patent & Trademark Office requires that every inventor named on a patent application sign a Declaration declaring that they are, in fact, an inventor of the claimed invention. Therefore, please find enclosed six (6) Declarations for your signature. Each Declaration corresponds to one of the pending applications.

Please sign the enclosed Declarations and return them to my attention as soon as possible. For your convenience in returning the signed documents, we have enclosed a postage-paid, pre-addressed Federal Express envelope.

Please call me immediately at (612) 337-2577 or e-mail me at [parsons@fr.com](mailto:parsons@fr.com) if you have any questions.

Very truly yours,

  
M. Angela Parsons, Ph.D.  
Technology Specialist

MAP/jyh

Enclosure  
60314846.doc

**BEST AVAILABLE COPY**